



HSE Board Briefing Template

Subject: Delegation by the Board of the HSE to the Chief Executive Officer

Submitted for meeting on: 24 February 2023

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Why is this information being brought to the Boards attention?

Delegation by the Board of the HSE to the Chief Executive Officer is a reserved function of the Board.

Is there an action by the Board required, if so please provide detail?:

In accordance with Part 3B of the Principal Act (as inserted by Section 9 of the Health Service Executive (Governance) Act 2019 (the "2019 Act") the Board was appointed as the governing body of the HSE with the legal authority to perform the functions of the HSE. The Board will reserve specific functions to it and delegate to the Chief Executive Officer all of its remaining functions.

Please indicate which of the Boards objectives this relates to ;

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| ▪ The development and implementing of an effective Corporate Governance Framework, incorporating clinical governance and a performance management and accountability system; | X |
| ▪ Developing a plan for building public trust and confidence in the HSE and the wider health service; | X |
| ▪ Ensuring the HSE's full support for and implementation of the Government's programme of health reform as set out in the Sláintecare Implementation Strategy; | X |
| ▪ Exercising effective budgetary management, including improving the value achieved with existing resources and securing target saving, with the objective of delivering the National Service Plan within Budget. | X |

Background - provide context in order to ensure that the Board fully understand the issue.

Delegation to the Chief Executive Officer

Pursuant to Part 3B Section 16P (4) of the Principal Act (as inserted by Section 9 of the 2019 Act) the Board is asked to delegate to Bernard Gloster (who has been appointed Chief Executive Officer pursuant to Part 4A Section 21A of the Principal Act (as inserted by Section 10 of the 2019 Act) the following functions: -

- *The performance of the functions of the HSE as specified in the Health Act 2004 as amended together with all legislation listed in Schedule 1 and Schedule 3 of the Health Act 2004 and any regulations made on foot of such legislation and any other enactment or regulation which has issued or may issue from time to time*

insofar as such functions directly or indirectly relate to, are connected with or ancillary to the function of the HSE, within the geographical area of the HSE as defined by Section 67 of the Health Act 2004, with the exception of the functions reserved by the Board unto itself as referenced above.

Highlight any implications that the Board should be made aware of in its consideration such as;

- Current status
- Budget
- Resources
- Impact to delivery of services
- Corporate Plan
- Slaintecare
- Social factors (e.g, impact on specific area such as the elderly, disabilities)
- Technological factors
- Legal factors

Conclusion

Approval of the Delegation by the Board of the HSE to the Chief Executive Officer.

There has been no change in the Reserved of Delegated Functions and are in line with previous Delegations to the CEO.

Recommendation

The Approval of the Board is now requested to approve the Delegation Order to Mr Bernard Gloster as CEO effective from 6th March 2023, and revoke Delegation Order number 12/19.